

DECLARATION, POWER OF ATTORNEY AND  
STATEMENT CLAIMING SMALL ENTITY STATUS

I, STEPHEN H. WALDRON, declare: I am a citizen of the United States of America, residing at 566 Avocado Place, Camarillo, California 93010. I believe I am the original, first and sole inventor of the invention entitled "MICRODERMABRASION DEVICES" described and claimed in the attached specification. I have reviewed and understand the contents of the specification, including the claims. I acknowledge a duty to disclose information of which I am aware that is material to the examination of this application in accordance with 37 C.F.R. §1.56(a).

**SMALL ENTITY STATUS STATEMENT**

I further declare that I qualify as an independent inventor as defined in 37 C.F.R. §1.9(c) for purposes of paying reduced fees under 35 U.S.C. §§41(a) and (b) to the Patent and Trademark Office with regard to this invention.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 C.F.R. §1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. §1.9(e).

I acknowledge the duty to file, in this application or the patent issuing on this application, notification of any change in status resulting in loss of entitlement to small entity status before paying or at the time of paying the earliest of: (1) the issue fee or (2) any maintenance fee, which is due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. §1.28(b))

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true. These statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize

dize the validity of this application or any patent issuing from this application.

**POWER OF ATTORNEY**

I hereby appoint Richard S. Koppel (Reg. No. 26,475) and Michael J. Ram, (Reg. No. 26,379) whose address is:

**KOPPEL & JACOBS**

555 St. Charles Drive, Suite 107

Thousand Oaks, California 91360

Telephone (805) 373-0060

my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected with the application.

Wherefore, I subscribe my name to the foregoing specification, claims and declaration.

Date: Nov 11, 1999

Post Office Address:

SHA  
STEPHEN H. WALDRON  
566 Avocado Place  
Camarillo, CA 93010

M2-032-26-001dec.pa

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: STEPHEN H. WALDRON

Title: MICRODERMABRASION DEVICE

VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS

I, STEPHEN H. WALDRON, declare: I am the President of ALTAIR INSTRUMENTS INC. and am authorized to make this Statement. ALTAIR INSTRUMENTS INC. qualifies as a small business concern as defined in 13 C.F.R. §121.3-18, and reproduced in 37 C.F.R. §1.9(d), for purposes of paying reduced fees under 35 U.S.C. §41(a) and (b), in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average, over the previous fiscal year of the concern, of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

All rights under contract or law have been conveyed to and remain with ALTAIR INSTRUMENTS INC. with regard to the invention entitled "MICRODERMABRASION DEVICE", which is Docket No. 032-26-001 in the files of ALTAIR INSTRUMENTS INC.'s lawyers KOPPEL & JACOBS. The application is filed with this Statement.

ALTAIR INSTRUMENTS INC. acknowledges the duty to file, in this application or the patent issuing on this application, notification of any change in status resulting in loss of entitlement to small entity status before paying, or at the time of paying, the earliest of the issue fee or any maintenance fee which is due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. §1.28(b)).

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true. These statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing from this application.

Date: NOV 11 1999

SW  
STEPHEN H. WALDRON  
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